

**STATE OF WASHINGTON  
DEPARTMENT OF FINANCIAL INSTITUTIONS  
CONSUMER SERVICES DIVISION**

IN THE MATTER OF DETERMINING  
Whether there has been a violation of the  
Mortgage Broker Practices Act of Washington by:

NO. C-04-033-04-CO01

NORTHWESTERN MORTGAGE, LLC,  
dba WOODLANDS FINANCIAL, and  
DAN R. GRAYSON, Owner and Designated  
Broker, and LEE A. EICKMEYER, Owner  
Respondents

CONSENT ORDER

COMES NOW the Director of the Department of Financial Institutions (Director), through her designee Chuck Cross, Division Director, Division of Consumer Services, and Northwestern Mortgage, LLC, dba Woodlands Financial, and Dan R. Grayson, Owner and Designated Broker, and Lee A. Eickmeyer, Owner (hereinafter collectively as Respondents), and finding that the issues raised in the captioned matter may be economically and efficiently settled, agree to the entry of this Consent Order. This Consent Order is entered pursuant to chapter 19.146 of Revised Code of Washington (RCW), and RCW 34.05.060 of the Administrative Procedure Act, based on the following:

**AGREEMENT AND ORDER**

The Department of Financial Institutions, Division of Consumer Services (Department) and Respondents have agreed upon a basis for resolution of the matters alleged in Statement of Charges No. C-04-033-04-SC01, entered March 8, 2004, (copy attached hereto). Pursuant to chapter 19.146 RCW, the Mortgage Broker Practices Act (Act) and RCW 34.05.060 of the Administrative Procedure Act, Respondents hereby agree to the Department's entry of this Consent Order and further agree that the issues raised in the above captioned matter may be economically and efficiently settled by entry of this Consent Order. The parties intend this Consent Order to fully resolve Statement of Charges No. C-04-033-04-SC01, entered March 8, 2004.

Based upon the foregoing:

CONSENT ORDER

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DEPARTMENT OF FINANCIAL INSTITUTIONS  
Division of Consumer Services  
210 11<sup>th</sup> Ave SW, Room 300  
PO Box 41200  
Olympia, WA 98504-1200  
(360) 902-8795

1           A. **Jurisdiction.** It is AGREED that the Department has jurisdiction over the subject matter of the activities  
2 discussed herein.

3           B. **Waiver of Hearing.** It is AGREED that Respondents have been informed of the right to a hearing before  
4 an administrative law judge, and that they have waived their right to a hearing and any and all administrative and  
5 judicial review of the issues raised in this matter, or of the resolution reached herein.

6           C. **Mortgage Broker License.** It is AGREED that Respondents shall immediately surrender their mortgage  
7 broker license. It is further AGREED that Respondents shall immediately provide the Department with a fully  
8 completed "Mortgage Broker Office Closure/License Surrender Form."

9           D. **Declaration of Non-Activity.** It is AGREED that Respondent Dan R. Grayson and Respondent Lee A.  
10 Eickmeyer shall each immediately provide the Department with a Declaration of Non-Activity, declaring the date  
11 Respondent Northwestern Mortgage, LLC, dba Woodlands Financial ceased operation as a Mortgage Broker, and  
12 declaring that each Respondent transacted no further business requiring a license from the Department after that date.

13           E. **Restriction on Participation in the Industry.** It is AGREED that Respondents shall be prohibited from  
14 participating in the conduct of the affairs of any licensed mortgage broker, in the capacity of an officer or principal, for  
15 a period of five (5) years from the entry of this Consent Order. HOWEVER, any time after two (2) years of such  
16 prohibition, Respondent Dan R. Grayson may pay to the Department a fine of \$3,000.00 in the form of a cashier's  
17 check made payable to the "Washington State Treasurer" in order to reduce the term of his prohibition, and Respondent  
18 Lee A. Eickmeyer may pay to the Department a fine of \$3,000.00 in the form of a cashier's check made payable to the  
19 "Washington State Treasurer" in order to reduce the term of his prohibition

20           F. **Application for Mortgage Broker License.** It is AGREED that Respondents shall not apply to the  
21 Department for any license under any name for a period of five (5) years from the entry of this Consent Order.  
22 HOWEVER, if either Respondent Dan R. Grayson or Respondent Lee A. Eickmeyer choose to reduce their individual  
23 term of prohibition as described in paragraph E, such paying Respondent may apply to the Department for a license  
24 after two (2) years from the entry of this Consent Order.

1           G. **Fine.** It is AGREED that, consistent with paragraph E, should Respondent Dan R. Grayson or  
2 Respondent Lee A. Eickmeyer so choose, at any time after two (2) years from the date of entry of this Consent Order,  
3 Respondent Dan R. Grayson or Respondent Lee A. Eickmeyer may pay to the Department a fine of \$3,000.00.

4           H. **Employment in the Industry.** It is AGREED that paragraphs E, F and G are not intended to restrict  
5 Respondent Dan R. Grayson's or Respondent Lee A. Eickmeyer's ability to work as a loan originator or employee in  
6 the Mortgage Broker industry, even in the event that such positions become subject to licensure by the Department in the  
7 future.

8           I. **Annual Assessments.** It is AGREED that Respondents shall pay to the Department the delinquent annual  
9 assessment of \$530.86 due for the year ended November 30, 2002, in the form of a cashier's check made payable to the  
10 "Washington State Treasurer" to be received by the Department no later than the close of business on June 4, 2004.

11           J. **Investigation Fee.** It is AGREED that Respondents shall pay to the Department an investigation fee of  
12 \$286.68, in the form of a cashier's check made payable to the "Washington State Treasurer" to be received by the  
13 Department no later than the close of business on June 15, 2004.

14           K. **Compliance with the Law.** It is AGREED that Respondents shall comply with the Mortgage Broker  
15 Practices Act and the rules adopted thereunder, particularly, the provisions relating to maintenance of records.

16           L. **Non-Compliance with Order.** It is AGREED that Respondents understand that failure to abide by  
17 the terms and conditions of this Consent Order may result in further legal action by the Director. In the event of  
18 such legal action, Respondents may be responsible to reimburse the Director for the cost incurred in pursuing  
19 such action, including but not limited to, attorney fees.

20           M. **Authority to Execute Order.** It is AGREED that the undersigned have represented and warranted that  
21 they have the full power and right to execute this Consent Order on behalf of the parties represented.

22           N. **Voluntarily Entered.** It is AGREED that the undersigned Respondents have voluntarily entered into this  
23 Consent Order, which is effective when signed by the Director's designee.

O. **Completely Read, Understood, and Agreed.** It is AGREED that Respondents have read this Consent Order in its entirety and fully understand and agree to all of the same.

**RESPONDENTS:**

**Northwestern Mortgage, LLC, dba Woodlands Financial**

By:

\_\_\_\_\_  
Dan R. Grayson  
Owner and Designated Broker

\_\_\_\_\_  
Date

\_\_\_\_\_  
Lee Eickmeyer, Owner

\_\_\_\_\_  
Date

\_\_\_\_\_  
Dan R. Grayson, Individually

\_\_\_\_\_  
Date

\_\_\_\_\_  
Lee Eickmeyer, Individually

\_\_\_\_\_  
Date

THIS ORDER ENTERED THIS 4th DAY OF June, 2004.

/s/\_\_\_\_\_

**CHUCK CROSS**  
Director and Enforcement Chief  
Division of Consumer Services  
Department of Financial Institutions